

The Little Traverse Bay Bands of Odawa Indians
Tribal Council
December 21, 2003
Tribal Court Room 7500 Odawa Circle
Smudging 9:15 a.m.
9:30 a.m.

Executive Session: no

Call to Order: Meeting was called to order at 9:50 a.m.

Council Present: Chairman Frank Ettawageshik, Vice-Chairperson Beatrice A. Law, Treasurer Alice Yellowbank, Secretary Dexter McNamara, Councilor Fred Harrington, Jr. Councilor Regina Gasco Bentley

Council Absent: Councilor Rita Shananaquet

Legal Staff Present: Allie Greenleaf Maldonado

Staff Present: See Attached list

Guests: See attached list

Motion made by Councilor Fred Harrington, Jr., and supported by Councilor Regina Bentley to adopt the agenda without any amendments.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to approve the minutes of December 7, 2003, as corrected.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Regina Gasco Bentley to accept the Treasurer Alice Yellowbank's report as provided by Valerie Tweedie, for December 21, 2003.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to authorize the Tribal Chairman to sign the Audit Agreements with PriceWaterHouseCooper and Rehmann Robson.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

Motion made by Secretary Dexter McNamara and supported by Treasurer Alice Yellowbank accept the verbal and written report of the Tribal Administrator, for December 21, 2003.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to authorize the Tribal Chairman and Chief of Police to sign the MCOLES Informational and Tracking Networking Agreement.

Vote: 5 Yes, 1 No (Councilor Fred Harrington, Jr.), 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to authorize the Tribal Administrator to sign all Employment Agreements used to meet the intent of Indian preference with a maximum length of 2yrs, provided every resource shall be used to recruit Tribal members and other Native Americans to fill the position in the future. Additionally, each agreement shall be reported by the Tribal Administrator in their report to Tribal Council.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

11:15 a.m. recess called

11:24 a.m. meeting reconvened

11:51 a.m. Public Comment opened

11:52 p.m. Public Comment closed

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Regina Gasco Bentley to suspend involvement by L.T.B.B. Governmental staff in employee review board hearings until Tribal Council reviews the Employee Review Board Policy.

Vote: 5 Yes, 1 No (Councilor Fred Harrington, Jr.), 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Vice-Chairperson Beatrice A. Law to approve a release of the names and addresses of Tribal Members who receive the Tribal Newsletter to Presort Services, upon a signing of a confidentiality agreement as approved by the Legal Department. The company is restricted from releasing any information regarding our membership under any circumstances.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to approve the Little Traverse Bay Bands Travel Policy as presented by the Tribal Administrator and Chief Financial Officer.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

12:14 p.m. lunch recess

1:38 p.m. meeting reconvened

Motion made by Councilor Fred Harrington, Jr., and supported by Secretary Dexter McNamara to accept the Tribal Chairman's verbal and written report for December 21, 2003.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to authorize Chairman Ettawageshik to sign a letter on behalf of Little Traverse Bay Bands of Odawa Indians jointly with Little River Band of Ottawa Indians, Grand Traverse Band of Ottawa and Chippewa Indians and any other interested Tribes to the Chairman and/or Tribal Council members of the Sault Ste Marie Tribe of Chippewa Indians expressing strong disapproval of the Sault Tribe's amicus filing in Taxpayers of Michigan Against Casinos et al. v. Michigan, Michigan Supreme Court Docket No. 122830.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Treasurer Alice Yellowbank to accept the Legal Department's verbal and written report as presented by Tribal Attorney Allie Maldonado.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Regina Gasco Bentley to authorize the Tribal Chairman, the Chief of Police and the Tribal Prosecutor to sign the First Addendum to Inter-Local Agreement for Deputization and Mutual Law Enforcement Assistance Between the Little Traverse Bay Bands of Odawa Indians and the County of Emmet.

Vote: 5 Yes, 1 No (Councilor Fred Harrington, Jr.), 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Secretary Dexter McNamara to authorize L.T.B.B.'s Tribal Attorney Allie Greenleaf Maldonado to sign the U.S. Elective Electronic Trademark Monitoring Service form and authorize payment of \$375 to come from the General Fund.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to approve Congressional and State fundraising contribution plan subject to funds appropriation at a later date, FY004.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to accept the Gaming Administration's Financial report for November 2003 as given by Sherry Patton.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to repeal the motion of February 17, 2002 made by, Councilor Janet Shomin and support by Councilor Rita Shananaquet that all Commissions, Committees, or Boards shall forward all stipend and travel requests to the Tribal Council Executive Assistant for approval, to comply with the Travel Policies as adopted today.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Secretary Dexter McNamara to repeal the motion of April 7, 2002 to authorize the Tribal Executive Assistant to over see the budgets for all Tribal Commissions, Committees and Boards, to comply with the Travel Policies as adopted today.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Councilor Regina Gasco Bentley to approve a donation of \$2,425 to support Samantha Stead for attendance at the Blue Lake International Exchange Program, to come from the donations line item, FY 2004.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to vote in favor of Inter Tribal Council continuing to administer to the State of Michigan, Child Care Fund program for fiscal year 2003/2004 and authorize the Tribal Chairman or their designee to sign the letter.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Regina Gasco Bentley to approve Burial request #A0063 in the amount of \$5,000.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Regina Gasco Bentley to approve Enrollment List A-Eligible for Membership, December 17, 2003.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Treasurer Alice Yellowbank to approve Enrollment List B-Declination (Ineligible), December 17, 2003

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained
Motion Carried

4:00 p.m. Public Comment opened

4:00 p.m. Public Comment closed

Motion made by Secretary Dexter McNamara and supported by Vice-Chairperson Beatrice A. Law to approve the propose work group structure (8 members) for the Victories II RFQ Review Process including two Tribal Council, one Gaming Administration member, Casino General Manager, Casino Facilities Director, Tribal Planning Director, RFQ Consultant (Kevin Kane) and CFO Valerie Tweedie.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

Motion made by Secretary Dexter McNamara and supported by Councilor Regina Gasco Bentley that the Tribal Chairman and the Vice-Chairperson be the two attending Tribal Council members for the proposed work group structure for the Victories II RFQ Process and appoint a designee if necessary.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

5:19 p.m. Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., that we adjourn.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Rita Shananaquet), 0 Abstained

Motion Carried

These Minutes have been read and approved as written:

Approved:

Dexter McNamara, Tribal Secretary

Date